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1614

PATENT

Attorney Docket No.: CIT1560-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Benzer and Min

Art Unit:

1614

Application No.:

09/895,141

Examiner

P. G. Spivack

Filed:

June 29, 2001

Confirmation No.:

8276

Title:

LIFE EXTENSION OF DROSOPHILA BY A DRUG TREATMENT

MAIL STOP NON-FEE AMENDMENT Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith for the above-identified application please find:

- 1. Amendment in Response to the Office Action mailed March 15, 2004 (8 pgs.);
- 2. Exhibit A (1 pg.); and
- 3. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, April 15, 2004, in an envelope addressed to: MAIL STOP NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Gregory P. Austin

(Name of Person Mailing Paper)

Signature & Cust

April 15, 2004

_(Date)

In re Application of: Benzer and Min

Application No.: 09/895,141

Filed: June 29, 2001

Page 2

Applicants claim SMALL ENTITY status in the above-identified application. Pursuant

PATENT

Attorney Docket No.: CIT1560-1

The Fee for this Response is calculated as follows:

For	Claims Remaining After Amendment	Highest Number Previously Paid For	Extra Claims	Small Entity Rate	Large Entity Rate	Calculations
Total Claims	11	22	0	x \$09	x \$18	\$0
Independent Claims	1	4	0	x \$43	x \$86	\$0
					TOTAL FEE	\$0

to 37 C.F.R. § 1.27, a verified statement claiming small entity status in not required.

No fee is deemed necessary in connection with the filing of this communication. However, if a fee is required, the Commissioner is hereby authorized to charge any required fee associated with this communication, or credit any overpayments, to Deposit Account No. 50-1355. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Date: April 15, 2004

June M. Learn, J.D., Ph.D. Registration No. 31,238

Telephone: (858) 677-1416 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133 **USPTO CUSTOMER NO. 28213**

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MAIL STOP NON-FEE AMENDMENT Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT IN RESPONSE TO THE OFFICE ACTION

Sir:

Responsive to the Office Action mailed August 7, 2003, and further responsive to the Office Action mailed March 15, 2004, reconsideration of the application in view of the following amendments and remarks is respectfully requested.

Amendments to the Claims are reflected in the listing of claims which begins on page two of this paper.

Remarks/Arguments begin on page four of this paper.

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, April 15, 2004, in an envelope addressed to: MAIL STOP NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Gregory P. Austin (Name of Person Mailing Paper)

Signature P. Quatri April 15, 200.